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Fax: 202.739.3001  
www.morganlewis.com

**Morgan Lewis**  
C O U N S E L O R S   A T   L A W

**J. Kevin Fee**  
Partner  
202.739.5353  
jkfee@morganlewis.com

June 2, 2007

**VIA FACSIMILE**

The Go Daddy Group, Inc.  
14455 N. Hayden Road  
Suite 219  
Scottsdale, AZ 85260

Re: Temporary Restraining Orders Regarding Popsicletees.com and Popsicleshirts.com

To Whom It May Concern:

This firm represents Unilever Supply Chain, Inc., the owner of the famous POPSICLE trademarks. I am writing regarding two domain names that were registered through GoDaddy.com, Inc., popsicletees.com and popsicleshirts.com (the "Infringing Domain Names").

Yesterday afternoon, United States District Court Judge Naomi R. Buchwald entered a temporary restraining order prohibiting the registrant of the Infringing Domain Names, Joshua Steenmeyer, from taking "any further steps to transfer, assign or otherwise alter his ownership of, or the contact information for" the Infringing Domain Names. A copy of the Court's Order is enclosed. In addition, I enclose copies of search results of the WHOIS database obtained through your website which indicate that Mr. Steenmeyer continues to be the registrant for both of the Infringing Domain Names.

In light of the Court's Order, I trust that you will take all necessary steps to prevent Mr. Steenmeyer from transferring or otherwise altering the registration information for the Infringing Domain Names. Please do not hesitate to contact me if you have any questions.

Sincerely,



J. Kevin Fee

Enclosures

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

UNILEVER SUPPLY CHAIN, INC.  
1 John Street  
Clinton, Connecticut 06413,

Plaintiff,

v.

JOSHUA W. STEENMEYER d/b/a  
PopsicleShirts.com, Inc.  
6001 Shining Light Avenue  
Las Vegas, NV 89139,

Defendant.

CASE NO. 1:07-cv-03705 (NRB)

**ORDER TO SHOW CAUSE FOR PRELIMINARY INJUNCTION  
AND TEMPORARY RESTRAINING ORDER**

Upon the Complaint filed herein, the accompanying declarations of Julio Del Cioppo and J. Kevin Fee, and the accompanying Memorandum of Law; and after notice to Defendant, the Court finds:

1. Plaintiff will suffer irreparable harm and loss if Defendant is permitted to use the domain names popsicleshirts.com and popsicletees.com for pornographic websites and/or directing these domain names to the fuckoffshirts.com domain name or any other website that is not associated with or controlled by Plaintiff;
2. Plaintiff does not have an adequate remedy at law;
3. Defendant will not suffer any harm if it is temporarily restrained from using the domain names popsicleshirts.com and popsicletees.com for pornographic websites and/or

directing these domain names to the fuckoffshirts.com domain name or any other website that is not associated with or controlled by Plaintiff;

4. Plaintiff is likely to succeed on its claims for trademark infringement, dilution, and violation of the Anticybersquatting Consumer Protection Act;

5. The public interest will be served by the issuance of a temporary restraining order in this case; and

6. Defendant has received actual notice of Plaintiff's intent to proceed with this action, the filing of Plaintiff's Motion for a Temporary Restraining Order and Preliminary Injunction, and of the scheduling of a hearing on the same.

Therefore, it is hereby

ORDERED that the above named Defendant show cause at a hearing before this Court, at Room 21A, United States Courthouse, 500 Pearl Street, in the City, County and State of New York, on June 20, 2007, at 11:30 o'clock, or as soon thereafter as counsel may be heard, why an order should not be issued pursuant to Rule 65 of the Federal Rules of Civil procedure preliminarily enjoining Defendant during the pendency of this action from using the domain names popsicleshirts.com and popsicletees.com for pornographic websites and/or directing these domain names to the fuckoffshirts.com domain name or any other website that is not associated with or controlled by Plaintiff; and it is further

ORDERED that sufficient reason having been shown therefor, pending a decision on Plaintiff's motion for a preliminary injunction, pursuant to Rule 65, Fed. R. Civ. P., the Defendant and his agents, servants, employees, directors, officers and representatives, and all other persons or entities acting by or through or in concert or participation with Defendant, are temporarily restrained and enjoined from using the domain names popsicleshirts.com and

popsicletees.com for pornographic websites and/or directing these domain names to the fuckoffshirts.com domain name or any other website that is not associated with or controlled by Plaintiff;

ORDERED that Defendant shall <sup>taken any further steps to</sup> not transfer, assign or otherwise alter his ownership of, <sup>MRB</sup> or the contact information for, the domain names popsicleshirts.com or popsicletees.com;

ORDERED that Defendant, his agents, servants, employees, directors, officers and representatives, and all other persons or entities acting by or through or in concert or participation with Defendant, shall not register or cause others to register any other domain names containing the words "popsicle," "sicle," or any misspelling or any other Unilever trademark, any colorable imitations thereof, or any otherwise confusingly similar mark; and it is further

~~ORDERED that Defendant, his agents, servants, employees, directors, officers and representatives, and all other persons or entities acting by or through or in concert or participation with Defendant, shall not use the POPSICLE mark, the POPSICLE THE ORIGINAL BRAND logo, the POPSICLESHIRTS and POPSICLETEES designations, or any other designation that is comprised of or incorporates POPSICLE or any other Unilever trademark, any colorable imitation thereof, or any otherwise confusingly similar mark.~~ <sup>MRB</sup>

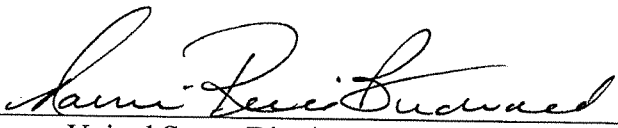
ORDERED that security in the amount of \$ 5000<sup>00</sup> be posted by Plaintiff no later than 5:00 p.m. EDT on June 6, 2007; and it is further

ORDERED that a copy of this Order, the affidavits of Julio Del Cioppo and J. Kevin Fee, and the accompanying Memorandum of Law submitted together therewith shall be served on Defendant by e-mail no later than 3:00 p.m. EDT on June 1, 2007, and such service shall be deemed good and sufficient service thereof; and it is further


ORDERED that any papers in opposition to this Order to Show Cause shall be served on Plaintiff's counsel by e-mail no later than 4:00 p.m. EDT on June 11, 2007; and that Plaintiff's reply papers, if any, shall be served by e-mail no later than 3:00 p.m. EDT on June 15, 2007.

DATED: New York, New York

June 1, 2007


  
United States District Judge

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The Hot Maxim Magazine Danica.  
No kidding. It's going to Indy 500 presented by

Domains
Hosting & Servers
Email
Site Builders
Business
SSL Certificates
Domain Auctions
Reseller

# WHOIS

Search Results for: **POPSICLETEES.COM**

**Search Again**  
Enter a Domain Name to Check  
 .com

The data contained in GoDaddy.com, Inc.'s WHOIS database, while believed by the company to be reliable, is provided "as is" with no guarantee or warranties regarding its accuracy. This information is provided for the sole purpose of assisting you in obtaining information about domain name registration records. Any use of this data for any other purpose is expressly forbidden without the prior written permission of GoDaddy.com, Inc. By submitting an inquiry, you agree to these terms of usage and limitations of warranty. In particular, you agree not to use this data to allow, enable, or otherwise make possible, dissemination or collection of this data, in part or in its entirety, for any purpose, such as the transmission of unsolicited advertising and solicitations of any kind, including spam. You further agree not to use this data to enable high volume, automated or robotic electronic processes designed to collect or compile this data for any purpose, including mining this data for your own personal or commercial purposes.

Please note: the registrant of the domain name is specified in the "registrant" field. In most cases, GoDaddy.com, Inc. is not the registrant of domain names listed in this database.

**Registrant:**  
Joshua Steenmeyer  
209 1st Avenue North  
Apt. #5  
Seattle, Washington 98109  
United States

**Registered through:** GoDaddy.com, Inc. (<http://www.godaddy.com>)  
**Domain Name:** POPSICLETEES.COM  
**Created on:** 09-Jul-06  
**Expires on:** 10-Jul-07  
**Last Updated on:**

**Administrative Contact:**  
Steenmeyer, Joshua [joshua@joshuanet.ws](mailto:joshua@joshuanet.ws)  
209 1st Avenue North  
Apt. #5  
Seattle, Washington 98109  
United States  
(206) 251-3180

**Technical Contact:**  
Steenmeyer, Joshua [joshua@joshuanet.ws](mailto:joshua@joshuanet.ws)  
209 1st Avenue North  
Apt. #5  
Seattle, Washington 98109  
United States  
(206) 251-3180

### Available TLDs

<input type="checkbox"/> POPSICLETEES.NET	\$8.9
<input type="checkbox"/> POPSICLETEES.ORG	\$8.9
<input type="checkbox"/> POPSICLETEES.INFO	\$0.9
<input type="checkbox"/> POPSICLETEES.BIZ	\$7.9
<input type="checkbox"/> POPSICLETEES.US	\$7.9
<input type="checkbox"/> POPSICLETEES.NAME	\$9.9

### You might also consider

<input type="checkbox"/> POPSICLETEESONLINE.COM	\$8.9
<input type="checkbox"/> ONLINEPOPSICLETEES.COM	\$8.9
<input type="checkbox"/> POPSICLETEESHOMES.NET	\$8.9
<input type="checkbox"/> HOMEPOPSICLETEES.NET	\$8.9
<input type="checkbox"/> POPSICLETEESSITE.ORG	\$8.9
<input type="checkbox"/> SITEPOPSICLETEES.ORG	\$8.9
<input type="checkbox"/> POPSICLETEESWEB.INFO	\$0.9
<input type="checkbox"/> WEBPOPSICLETEES.INFO	\$0.9
<input type="checkbox"/> POPSICLETEESLIVE.BIZ	\$7.9
<input type="checkbox"/> LIVEPOPSICLETEES.BIZ	\$7.9
<input type="checkbox"/> POPSICLETEESBLOG.US	\$7.9

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Domain servers in listed order:  
NS1.JOSHUA-ONLINE-PRODUCTIONS.COM  
NS2.JOSHUA-ONLINE-PRODUCTIONS.COM

Registry Status: clientRenewProhibited  
Registry Status: clientTransferProhibited  
Registry Status: clientUpdateProhibited  
Registry Status: clientDeleteProhibited

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**WHOIS**  
Search Results for: **POPSICLETEES.COM**

**Search Again**  
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Registry Status: clientUpdateProhibited  
Registry Status: clientDeleteProhibited

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